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 DAVID H. BRINKMAN  
 BEVERLY A. LYMAN, PH.D.  
 KRISTI L. DAVIDSON

OF COUNSEL  
 JOHN D. POFFENBERGER  
 THOMAS W. FLYNN

2700 CAREW TOWER

441 VINE STREET

CINCINNATI, OHIO 45202-2917

TELEPHONE: 513-241-2324

FACSIMILE: 513-241-6234

EMAIL: info@whepatent.com

PATENT, TRADEMARK, COPYRIGHT  
 AND UNFAIR COMPETITION LAW  
 AND RELATED LITIGATION

EDMUND P. WOOD	1923-1968
TRUMAN A. HERRON	1935-1976
EDWARD B. EVANS	1936-1971

JOSEPH R. JORDAN  
 C. RICHARD EBY  
 DAVID E. PRITCHARD

J. DWIGHT POFFENBERGER, JR.  
 KATHRYN E. SMITH  
 P. ANDREW BLATT, PH.D.  
 DAVID E. JEFFERIES  
 WILLIAM R. ALLEN, PH.D.  
 JOHN PAUL DAVIS  
 DOUGLAS A. SCHOLER  
 BRETT A. SCHATZ  
 DAVID W. DORTON  
 SARAH OTTE GRABER  
 STEVEN W. BENINTENDI, PH.D.  
 RANDALL S. JACKSON, JR.

TECHNICAL ADVISORS  
 HENRY M. LABODA, PH.D.

March 24, 2005

### FACSIMILE COVER SHEET

To: Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450  
 Art Unit: 3732  
 Examiner Anu Ramana

Fax: 703-872-9306

From: David E. Jefferies

Re: Serial No: 09/765,151  
 Filing Date: January 17, 2001  
 Applicant: Gilbert R. Gonzales, et al.  
 Title: COMBINATION AND  
 METHOD INCLUDING A VISUAL  
 MARKER FOR DETERMINING  
 COMPLIANCE WITH A  
 MEDICATION REGIMEN  
 Our File: PEDI-27

Pages: 73 (including cover sheet)


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 Ginger M. Graff	<u>3/24/05</u> Date

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Serial No: 09/765,151  
Filing Date: January 17, 2001  
Applicant: Gilbert R. Gonzales, et al.  
Title: COMBINATION AND METHOD INCLUDING A VISUAL MARKER  
FOR DETERMINING COMPLIANCE WITH A MEDICATION  
REGIMEN  
Art Unit: 3732  
Examiner: Anu Ramana  
Attorney Docket: PEDI-27

Cincinnati, Ohio 45202

March 24, 2005

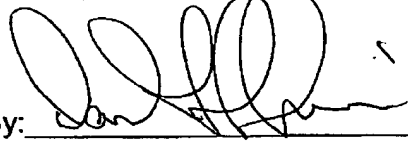
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This response to Office Action dated November 18, 2005, with a one-month extension of time, was originally transmitted and received by the U.S. Patent and Trademark Office on March 18, 2005 (PTO auto reply attached). Thus, there is no fee due for an extra extension of time beyond the fee for the one-month extension of time previously authorized. As the PTO is unable to locate the original facsimile, we are refaxing this response.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

By:   
David E. Jefferies, Reg. No. 46,800

Wood, Herron & Evans, L.L.P.  
2700 Carew Tower  
Cincinnati, Ohio 45202  
(513) 241-2324 (voice)  
(513) 241-6234 (facsimile)  
djefferies@whepatent.com (e-mail)

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**WOOD, HERRON & EVANS, L.L.P.**

10000 WOODHURST DRIVE  
SUITE 1000  
DALLAS, TEXAS 75243-1000  
TEL: 214-690-0000  
FAX: 214-690-0001  
WWW.WHELLP.COM

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**FACSIMILE COVER SHEET**

To: Art Unit: 3732  
Examiner: Ann Ramona

From: David E. Jeffries

Re: Serial No: 08/765,151  
Filed: January 17, 2001  
Applicant: Gilbert R. Gonzales et al.  
COMBINATION AND METHOD  
INCLUDING A VISUAL MARKER  
FOR DETERMINING COMPLIANCE  
WITH A MEDICATION REGIMEN  
Art Unit: 3732  
Examiner: Ann Ramona  
Attorney Docket: UNSP-04 (now  
PRM-27)

Pages: 70 (including cover sheet)

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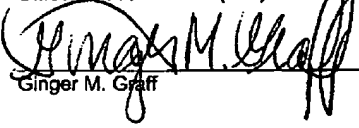
PAGE 168 \* RCVD AT 3/18/2005 3:23:34 PM [Eastern Standard Time] \* SVR:USPTO-EFXXF-1/0 \* DNIS:8729306 \* CSID:513 241 6234 \* DURATION (mm-ss):21-44

Application Serial No. 09/765,151  
Amendment dated March 18, 2005  
Reply to Office Action dated November 18, 2004

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 Ginger M. Graff	<u>3/18/05</u> Date

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Serial No: 09/765,151  
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Applicant: Gilbert R. Gonzales et al.  
Title: COMBINATION AND METHOD INCLUDING A VISUAL MARKER  
FOR DETERMINING COMPLIANCE WITH A MEDICATION  
REGIMEN  
Art Unit: 3732  
Examiner: Anu Ramana  
Attorney Docket: UNSP-04 (now PEDI-27)

Cincinnati, Ohio 45202

March 18, 2005

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO OFFICE ACTION**

In response to the Office Action dated November 18, 2004, in the above-identified application, Applicants respond as follows:

**Amendments to the Claims** are reflected in the Listing of Claims which begins on page 2 of this paper.

**Remarks** begin on page 10 of this paper.